PATENT

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on September 13, 2002.

ers, Reg. No. 35,964

September 16, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Serial No.:

V.M. SHALAEV, et al.

09/955,712

Filed: For:

September 19, 2001 OPTICAL STRUCTURES

EMPLOYING

SEMICONTINUOUS METAL

FILMS

: Art Unit: 1773

: Examiner: Unknown

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

SIR:

PECENED TO 1700 Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 submitted herewith. A copy of each of the listed references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made. This Information Disclosure Statement is being filed prior to the mailing date of a first Office action. Therefore, no fee or certification is required. 37 C.F.R. § 1.97(b).

Dated: September 16, 2002

Respectfully submitted,

Andrea L. Mays, Reg. No. 43,721 Direct line: (505) 998-6132

Enclosures: PTO Forms 1449;

Copy of References

Peacock, Myers & Adams, P.C. Attorneys for Applicant P.O. Box 26927 Albuquerque, NM 87125-6927 (505) 998-1500 FAX (505) 243-2542 Customer No. 005179